

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

**In Re National Prescription
Opiate Litigation**

This Document relates to:

Summers County Commission v. Rite Aid of Maryland 18-OP-45226
Pike v. Teva Pharmaceuticals USA, Inc., Et al 18-OP-45368
County of Floyd v. Purdue Pharma, L.P., et al 18-OP-45369
Knott v. Purdue Pharma, L.P., et al 18-OP-45370
Belcher, et al. v Purdue Pharma, L. P., et al 18-OP-45143
City of Prestonsburg v. AmerisourceBergen Drug Corporation, et al, - 19-OP-45294
*City of Inez, KY v. AmerisourceBergen Drug Corp. Et al -*19-OP-45499
City of Paintsville, KY v. AmerisourceBergen Drug Corporation, et al – 19-OP-45559
Westmoreland County, VA, et al. v Purdue Pharma, L.P., et al – 19-OP-45993
*Family Practice Clinic of Booneville, et al v. Purdue Pharma, L.P., et al -*18-OP-45390
Bon Secours Health System, Inc., et al v. Purdue Pharma, L.P. et al – 18-OP-45819
Fiscal Court of Wolfe Co., Kentucky v. Purdue Pharma, L.P., et al – 18-OP-46099
Kentucky River District Health Dept. v. Actavis, LLC, et al – 19-OP-45050
City of Canton, et al v. Purdue Pharma, L.P., Et al – 19-OP-45462
Bowling Green-Warren County Community Hospital Corp., et al v. Purdue Pharma, L.P., Et al – 20-OP-45060
Leslie County Fiscal Court v. AmerisourceBergen Drug Corp., et al – 17-OP-45029

MDL 2804

Case No. 17-md-2804

Hon. Dan Aaron Polster

**DEFENDANT RICHIE PHARMACAL CO.'S RESPONSE TO
ORDER REGARDING PLAINTIFF FACT SHEETS AND SERVICE OF PROCESS**

In response to this Court's January 3, 2023, Order, DN 4801, Defendant Richie Pharmacal Co. ("Richie") respectfully provides the following list of all plaintiff-subdivisions that named Richie in an MDL case but failed to serve a Plaintiff Fact Sheet ("PFS") to the PFS Repository and/or did not obtain timely service of process.¹

Subdivision Name	MDL Case No.	No PFS in Repository	No Service of Process
Summers County Commission, MD	18-OP-45226	X	X
Pike County, KY	18-OP-45368		
Floyd County, KY	18-OP-45369		
Knott County, KY	18-OP-45370		
Belcher, et al v. Perdue Pharma, et al	18-OP-46143	X	
City of Prestonsburg, KY	19-OP-45294		x
City of Inez, KY	19-OP-45499		x
City of Paintsville, KY	19-OP-45559		x
Westmoreland Co., VA	19-OP-45993		
Family Practice Clinic of Booneville	18-OP-45390	X	
Bon Secours Health System	18-OP-45819	X	
Wolfe Co., KY	18-OP-46099		
Ky River District Health Dept.	19-OP-45050	X	
City of Canton, NC	19-OP-45462		
Bowling Green-Warren County Community Hospital Corp., et al	20-OP-45060	X	
Leslie County, KY	17-OP-45029		X ²

¹ Richie has not yet had the opportunity to respond to the claims against it. Richie does not concede that any plaintiff in any case listed in this filing has stated a claim against Richie upon which relief can be granted, and Richie expressly preserves any and all defenses that may be available to it.

² In the *Leslie County* case, Case No. 17-OP-45029, Richie executed waiver of service to the plaintiff, but the plaintiff never filed the waiver on the docket. *See* Fed. R. Civ. Proc. 4(d)(4) ("When the plaintiff *files a waiver, proof of service*

This January 30, 2023.

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Pharmaceutical Co.*

CERTIFICATE OF SERVICE

I hereby certify that on January 30, 2023, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send an electronic notification of such filing to all counsel of record in this action.

/s/ Matthew P. Cook

Matthew P. Cook
*Attorney for Defendant Richie
Enterprises, LLC d/b/a Richie Pharmaceutical*

is not required and these rules apply as if a summons and complaint had been served at the time of filing the waiver.”
(emphasis added.)